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## PENDING CLAIMS AS AMENDED

Please amend the claims as follows:

1. (Currently Amended) A method for call recovery comprising:  
transmitting a pilot strength measurement message from a mobile terminal at a first transmit power level;  
waiting a predetermined time period during which call recovery is not completed;  
and  
transmitting the pilot strength measurement message from the mobile terminal at a second transmit power level, wherein the second transmit power level is greater than the first transmit power level.
2. (Original) The method of claim 1 wherein the second transmit power level is a maximum transmit power level.
3. (Original) A computer program stored on a computer readable medium operative to perform the method of claim 1.
4. (Currently Amended) A method, comprising:  
initiating a call recovery from a mobile terminal;  
transmitting a pilot strength measurement message from the mobile terminal at a first transmit power level which is less than a maximum transmit power level; and  
incrementing a transmit power level from a mobile terminal prior to receiving a hand-off direction message and completion of the call recovery.
5. (Original) The method of claim 4, further comprising:  
transmitting a pilot strength measurement message at each transmit power level.
6. (Original) The method of claim 5, wherein the pilot strength measurement messages are transmitted at predetermined time intervals.

7. (Original) The method of claim 5, wherein the pilot strength measurement message includes a preamble.

8. (Currently Amended) A mobile terminal apparatus, comprising:  
an antenna;  
a processor coupled to the antenna;  
transmit circuitry coupled to the antenna and processor; and  
a first set of computer-readable instructions executable by the process to increment transmit power of a pilot strength measurement message from the mobile terminal during call recovery,

after waiting the predetermined time period during which call recovery is not completed, further instructions to transmit the pilot strength measurement message from the mobile terminal at a second transmit power level, wherein the second transmit power level is greater than the first transmit power level.

9. (Original) The apparatus of claim 8, further comprising:  
a second set of computer readable instructions executable by the processor to maintain the transmit power below a maximum power level.